

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NEW YORK

---

GREENPAC MILL, LLC  
4400 ROYAL AVENUE  
NIAGARA FALLS, NEW YORK 14304,

PLAINTIFF,

v.

OCCIDENTAL CHEMICAL CORPORATION  
OCCIDENTAL TOWER  
5005 LBJ FREEWAY  
DALLAS, TEXAS 75244;

KIMBERLY-CLARK CORPORATION  
351 PHELPS DRIVE  
IRVING, TEXAS 75038; AND

NATIONAL GRID AND NATIONAL GRID U.S. SERVICE  
COMPANY, INC.  
40 SYLVAN ROAD  
WALTHAM, MASSACHUSETTS 02451

DEFENDANTS.

---

**AFFIRMATION OF  
CRAIG A. SLATER  
IN SUPPORT OF EX PARTE  
MOTION TO AMEND  
SUMMONS**

*Civil No. 13-00754*

HON. WILLIAM M. SKRETNY

CRAIG A. SLATER, under penalty of perjury, hereby affirms, as follows:

1. I am the sole practicing attorney at The Slater Law Firm, PLLC; am admitted to practice law in this Court; and represent Greenpac Mill, LLC (hereinafter “the Plaintiff”) in this proceeding and I submit this Affidavit in Support of Plaintiffs’ Motion for Summary Judgment pursuant to FRCP Rule 4(a)(2).

2. The Complaint for the above-captioned case was filed on July 22, 2013.

3. The service of process on defendants of the Summons and Complaint has not been completed.

4. The original name of the National Grid defendants was listed in error in the Summons (the original Summons is attached as Exhibit A). The defendant “National Grid U.S. Service

Company, Inc.” is rather listed by the New York State Department of State as “National Grid USA Service Company, Inc.” Attached as Exhibit B is the NYS Department of State record listing for this company.

5. Attached as Exhibit C is the Amended Summons reflecting the proper legal name of this defendant.

6. There is no prejudice to the defendants since service of process on the defendants has not yet been completed nor issued joined.

THEREFORE, we ask that there be an order granting the amendment.

DATED: Buffalo, New York  
July 26, 2013

S/ Craig A. Slater  
CRAIG A. SLATER